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**BRYCE & EMERT** 

212 S. Peters Road KNOXVILLE, TENNESSEE 37923 (An Association) RECEIVED BY

'''<sup>?</sup> 26 1991

Philip J. Bryce Stanley G. Emert, Jr.

David P. Klucken

P.O. Box 52225 Knoxville, Tennessee 37950-2225 615/ 690-5566 615/ 690-4967 (fax)

March 26, 1991

The Honorable Donna R. Searcy, Secretary Federal Communications Commission 1919 M Street, N.W., Room 222 Washington, D.C. 20554

Re:

ZENITRAM COMMUNICATIONS, INC.

File NO. BPH901220MG

Dear Ms. Searcy:

I enclose the original and proper copies of a Amendment for filing in the above-captioned matter on behalf of the applicant.

Please send a stamped copy of the above-referenced document to me in the enclosed self addressed stamped envelope.

Thank you for your kind assistance.

Sincerely,

Stanley G. Emert, Jr.

SGE:

**Enclosure** 

1900 9 8 1991

## AMENDMENT TO APPLICATION OF

## MECENTED BY MAR 2 6 1991 FOO LIGHT FOR THE

## ZENITRAM COMMUNICATIONS, INC. MM DOCKET NO. BPH901220MG

The above referenced application is amended in accordance with the annexed material.

I declare under penalty of perjury the foregoing to be true and correct.

OMINGO MARTINEZ

Dated: March 27, 1991

Zenitram Communications, Inc.
RECEIVED A Brockport, New York
Amended Exhibit 4

## AMENDED INTEGRATION AND DIVERSIFICATION STATEMENT OF ZENITRAM COMMUNICATIONS, INC.

Zenitram Communications, Inc. ("Zenitram Communications"), hereby submits the following as its statement of integration and diversification:

- 1. The applicant is a corporation which is authorized to issue 200 shares with two classes of stock (Class A voting, and Class B nonvoting). Domingo Martinez, Jr. ("Martinez") owns 40 shares of Class A voting stock, being all of the voting shares. Kenneth L. Ramsey owns 160 shares of nonvoting stock, being all of the Class B nonvoting shares. The owner of nonvoting shares has rights of investment only, which stock specifically precludes its owner: from being an employee of the corporation; from serving as an independent contractor or agent in any material capacity for the corporation; from communicating with the owner of Class A or voting stock on matters pertaining to the day to day operations of the corporation's business; from selling his stock without the prior consent of the Class A or voting stock owner; from having any voting rights with regard to any matter of the corporation's business, including, but not limited to, removal of any employee, officer, or director of the corporation; from performing any service for the corporation with the exception of making loans to, or acting as surety for, the business; and from becoming involved in the management or operation of the business of the corporation.
- 2. Martinez will be the General Manager of the station. As General Manager, he will control all daily operational aspects of the station, including, but not limited to, business, sales, daily programming of the station, public relations, employee hiring and firing, and policy making and implementation. He will work in excess of forty (40) hours per week at the station.
- 3. Martinez, has resided in the applicant's service contours since 1957, with the exception of the time of 1971 1981. His current address is 88 Avenue D, Rochester, New York, and has lived there for the immediately preceding 8 years. Immediately prior thereto, he lived at 58 Lux Street, Rochester, for one year. From 1957-1971, he lived at various addresses in Rochester, with the last address being 311 Remington Street, Rochester, for about 2 years. In the event of the award of the construction permit to

Zenitram Communications Communications, Martinez will relocate his home to Brockport, at least sixty (60) days prior to the station going on the air. The Applicant will claim credit for Martinez's past and future residence within Zenitram Communications Communications' service contours. If it is determined that any of Martinez' residences, including his current residence, are not within Zenitram Communications's coverage contours, Martinez reaffirms his pledge, as noted above, to move to Brockport, if Zenitram Communications Communications is awarded the construction permit.

4. Zenitram Communications Communications will claim additional enhancement credit for Martinez's broadcast/media experience. This experience has been:

1967(circa) - 1971 Spanish Language Production Director at WCMF Rochester, New York.

1978 - 1979 Producer and Host "Salinas Municipality informs to the community"; WHOY Salinas, Puerto Rico.

1981-1982 Part-time Director and Producer of Spanish Language radio programs at WWWG in Rochester.

1982-present Part time Director and Producer of Spanish Language radio programs at WGMC-FM, in Rochester.

1988 - present- Owns Dynamic Productions and Advertising, Inc., and participates in providing production services to governmental entities and educational institutions in Spanish Language programming.

- 5. Zenitram Communications will claim additional enhancement credit for Martinez's substantial past religious and civic participation all within the Brockport, New York, area. Zenitram Communications will claim further enhancement credit for Martinez's Latin American heritage.
- 6. Zenitram Communications will employ the use of an auxiliary power source at both the transmitter site and the studio site in the event of a primary power outage.
- 7. Martinez is presently employed, and in the event of the grant of the Zenitram Communications's application, Martinez will resign from that employment, and any other employment, at least sixty (60) days prior to the station going on the air to devotehis full time attention to his managerial capacity at the station. Martinez will also divest himself of any interest in Dynamic Production and

Advertising, Inc. in the event of the award of the construction permit to Zenitram Communications.

8. Zenitram Communications and no principal thereof has any media interest. The nonvoting shareholder of Zenitram Communications, is a nonvoting shareholder in other corporations which are applicants for other broadcast stations. Reference is made to Exhibit 2 of Zenitram Communications' application for a description of those applications.